

**Notice of Allowability**

Application No.

10/712,765

Examiner

Ryan Lepisto

Applicant(s)

NEUHAUS ET AL.

Art Unit

2883

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment filed 21 November 2005.
2. ☒ The allowed claim(s) is/are 1-4 and 6-21.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). ☒ All ☐ Some\* ☐ None of the:
1. ☒ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413), Paper No./Mail Date 20050103.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

*Brian Healy*  
FOR FRANK  
Brian Healy  
Primary Examiner

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Niky Syrengelas on 22 December 2005.

The application has been amended as follows:

- In claim 1, add – ,a portion of detectable scattered light thereby being modified. – at the end of the claim after “subsequently light emitting.”
- Cancel claim 5.
- The following changes to the drawings have been approved by the examiner and agreed upon by applicant: Enter the replacement drawing sheets 1/4 and 3/4 as provided. In order to avoid abandonment of the application, applicant must make these above agreed upon drawing changes.

### **DETAILED ACTION**

#### ***Allowable Subject Matter***

1. **Claims 1-4 and 6-21** are allowed.

The following is an examiner's statement of reasons for allowance:

With regard to claim 1: These claims are allowable over the prior art of record because the latter, either alone or in combination, does not disclose nor render obvious

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a method of manufacturing an optical fiber with a decoupling interface for scattering light to monitor the power of light guided within the fiber, the fiber having a cladding surrounding the core with a refractive index smaller than the core's refractive index, a straightly aligned decoupling interface that is electro-thermally treated at an intermediate portion forming a partial mixture of core material and cladding material and thereby forming scattering centers in the interface region that forms the decoupling interface and wherein the decoupling interface is surrounded by a light scattering, refracting, reflecting or absorbing material so a portion of detectable scattered light is modified, in combination with the rest of the claimed limitations.

With regard to claims 2-4 and 6-21: These claims are allowable over the prior art of record because they depend from an allowable claim.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Contact Information***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ryan Lepisto whose telephone number is (571) 272-1946. The examiner can normally be reached on M-F 7:30AM-5:00PM.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Frank Font can be reached on (571) 272-2415. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

*RAL*

Ryan Lepisto

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Date: 1/3/05

Frank Font

Supervisory Patent Examiner

Technology Center 2800

*Brian Healy*  
signing for  
FRANK FONT  
SPE  
Brian Healy  
Primary Examiner

27091  
Replacement Drawings  
1/4

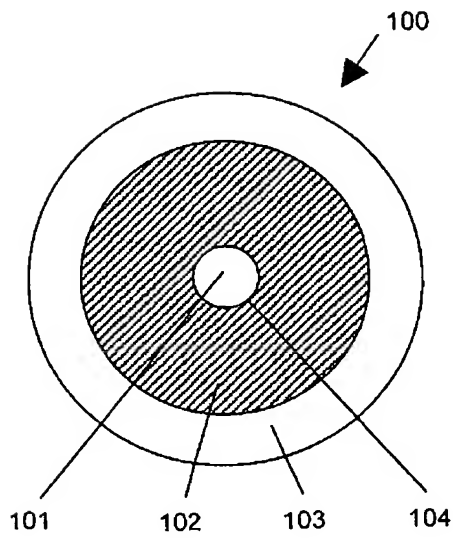


Fig.1a  
PRIOR ART

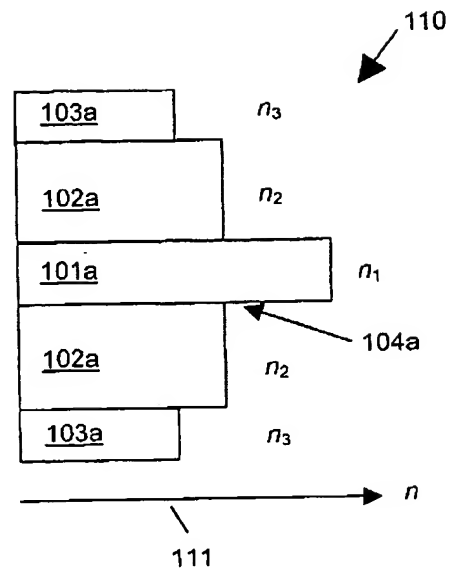


Fig.1b  
PRIOR ART

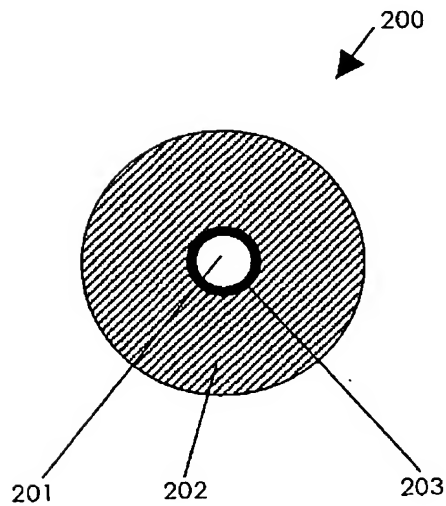


Fig.2a

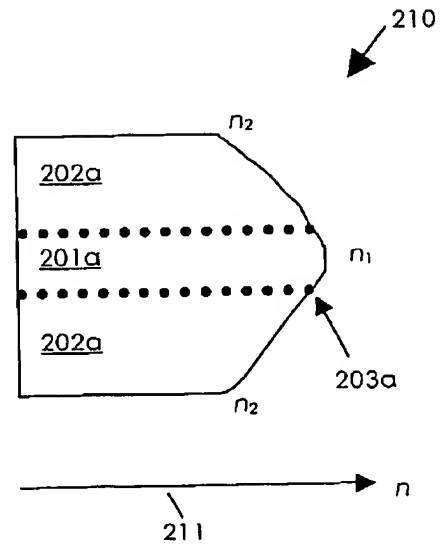


Fig.2b

27091  
Replacement Drawings  
3/4

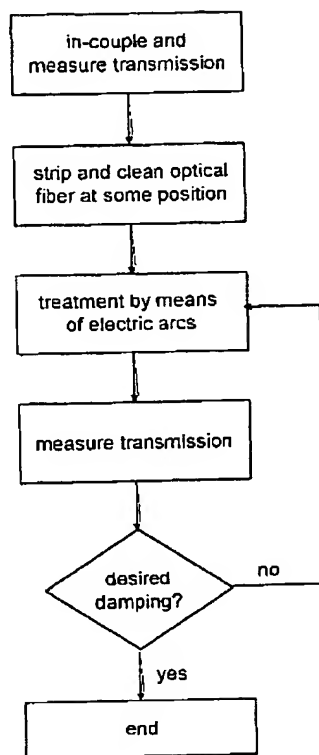


Fig.5

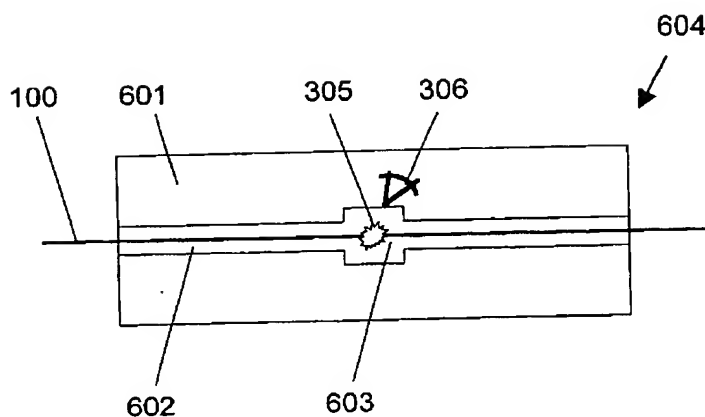


Fig. 6